

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

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|----------------------------------|---|------------------|
| UNITED STATES OF AMERICA, |) | |
| |) | |
| Petitioner, |) | 8:06CV484 |
| |) | |
| vs. |) | ORDER |
| |) | |
| JAN MAJOR MENGEDOT, |) | |
| estate of Percy L. Hue, |) | |
| |) | |
| Respondent. |) | |

This matter is before the court on the motion of the United States of America to amend the order to show cause (Filing No. 4). Counsel for the United States of America requests that the show cause hearing be continued from September 11, 2006, until after September 26, 2006, due to a scheduling conflict. Upon consideration,

IT IS ORDERED:

1. The motion of the United States of America to amend the order to show cause (Filing No. 4) is granted.
2. Respondent, Jan Major Mengedoht, appear before the undersigned magistrate judge in the District Court of the United States for the District of Nebraska, in **Courtroom No. 7, Second Floor, Roman L. Hruska United States Courthouse, 111 South 18th Plaza, Omaha, Nebraska, on the 28th day of September, 2006, at 9:00 a.m.**, to show cause why respondent should not be compelled to comply with the Internal Revenue Service summons served on respondent on April 4, 2006.

IT IS FURTHER ORDERED that a copy of this Order, together with the petition and Exhibits thereto, be personally served on Jan Major Mengedoht by an official of the Internal Revenue Service within thirty (30) days of the date of this Order and proof of service filed with the Clerk of the District Court within five (5) business days after such service upon respondent.

IT IS FURTHER ORDERED that within ten (10) days of service of copies of this Order, the petition and Exhibits thereto, respondent shall file and serve a written response to the petition. That if respondent has any defenses to present or motions to make in opposition to the petition, such defenses or motions, if any, shall be made in writing and filed with the Court, and copies served on the United States Attorney at least five (5) business days prior to the date of the show cause hearing. Only those issues raised by motion or brought into controversy by the responsive pleading shall be considered by the Court and any uncontested allegations in the petition shall be deemed admitted; and

IT IS FURTHER ORDERED that if respondent complies with the summons, petitioner and respondent may jointly notify the Court in writing on or before the hearing by filing a notice of compliance with the Clerk of the Court. Upon receipt of such written notice, the Court will cancel the hearing.

DATED this 4th day of August, 2006.

BY THE COURT:

s/ Thomas D. Thalken
United States Magistrate Judge